Los Angeles County Sheriff's Department

Officer Involved Shooting

Report Date: 04/17/2018	Bureau/Station/Facility: Transit Policing Division / Transit Bureau South	Admin. Invest.? ☐ Hit? ☑

Incident Information

URN: 016-04979-6637-056	Date: 10/04/2016 Time: 1255 Hours
City or Station: Santa Monica	Nature of Incident: The suspect assaulted Deputies Cisneros and [redacted] with two knives. Deputy [redacted] used control holds and pushed the suspect while Deputy Cisneros shot the suspect once on the side.
Location: 402 Colorado Avenue, Santa Monica, California 90401	

Location Type (*check one or more*): ☐ Backyard ☐ Beach ☐ Business ☐ Freeway ☐ Industrial ☐ Park ☐ Parking Lot ☐ Residence ☐ Rural ☐ School ☐ Street; Other: train platform

Lighting (*check only one*): ☐ Darkness ☑ Daylight ☐ Other ☐ Street Lights

Weather (*circle only one*): ☑ Clear ☐ Cloudy ☐ Fog ☐ Rain

Distance:

Incident Type (*check one or more*): ☐ Accidental ☑ Armed Person ☐ Fleeing Suspect ☐ Foot Pursuit ☐ Gun Take Away ☐ Moving Vehicle ☐ Sniper/Ambush ☐ Startle ☐ Struggle Involved ☐ Traffic Stop ☐ Unarmed Person ☐ Unintentional ☐ Vehicle Pursuit ☐ Warrant Service ☐ Warning Shot; Other:

Initiated by (*check only one*): ☐ Arrest Warrant ☐ Call ☑ Observation ☐ One Person Unit ☐ Other ☐ Search Warrant ☐ Two Person Unit

Prior Activity (*check only one*): ☐ Detective ☐ Inmate Transport ☐ Other ☑ Routine Patrol

Aero Unit? ☐ Canine Unit? ☐

Total # of Shots Fired by Deputy	Total # of Shots Fired by Suspect
1	0

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*check only one*)	ShiftType (*check only one*)
[redacted]	[redacted]	[redacted]	[redacted]	☐ EM ☐ PM ☑ Day	☐ Regular ☑ Overtime ☐ Off Duty
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty

Non-Employee Witnesses

Last Name	First Name	M.I.	Street Address	City	Zip Code	Work Ph	Home Ph
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Supervisors

Employee #	Last Name	First Name	M.I.	(*check one or more*)
[redacted]	Simpson	Thomas	D.	☑ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting
				☐ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Morey	Patrick	W.

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Granek	Roberta	C.

PSTD Use Only

SH # 2413687

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
10/04/2016	1345 Hours	04/17/2018	

Employee #	Last Name	First Name	M.I.
[redacted]	Gibson	Brenda	L.
[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	Granek	Roberta	C.

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious

(RM) Refused Med Treatment

(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(SS) SIG Sauer
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED (one code per block)

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S#1	E#1	OE					NN	
E#1	S#1	FH	SS	45	Y	Y	GS	AD

See Front Side

Officer Involved Shooting 
Involved Employee Information

URN: 016-04979-6637-056

Involved Employee

E 1

Employee # [redacted]	Last Name Cisneros	First Name Vicent	M.I.
Sex: M Race: H	Rank: Deputy Sheriff	Unit Assignment: Transit Bureau South	Work Assignment (Unit #, Module, etc.): 667F
ShiftTime (*circle only one*): ☐ EM ☐ PM ☑ Day	ShiftType (*circle only one*): ☐ Regular ☑ Overtime ☐ Off Duty	Intoxication/Drug Usage? ☐	Substance Used: N/A
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # ; Interviewed? ☑
Hrs of sleep prior to shooting: 7 - 8	Duty Time (hrs): [redacted]	Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Raid Jacket w/ Vest ☐ Plain Clothes w/ Vest ☐ Uniform no Vest ☐ Raid Jacket no Vest ☑ Uniform w/ Vest	Other Factors:
Age: [redacted] Height: 5'7"	Weight: 180		
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? ☑ Number of Prior Shootings: 1 Directed Force: [redacted]
Weapons Fired Brand: Sig Sauer Caliber .45 # Shots 1		Weapons Fired Brand: Caliber # Shots	
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.

E

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank:	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): ☐ EM ☐ PM ☐ Day	ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☐ Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # ; Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Raid Jacket w/ Vest ☐ Plain Clothes w/ Vest ☐ Uniform no Vest ☐ Raid Jacket no Vest ☐ Uniform w/ Vest	Other Factors:
Age: Height:	Weight:		
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ Number of Prior Shootings: Directed Force: ☐
Weapons Fired Brand: Caliber # Shots		Weapons Fired Brand: Caliber # Shots	
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

E

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank:	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): ☐ EM ☐ PM ☐ Day	ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☐ Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # ; Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Raid Jacket w/ Vest ☐ Plain Clothes w/ Vest ☐ Uniform no Vest ☐ Raid Jacket no Vest ☐ Uniform w/ Vest	Other Factors:
Age: Height:	Weight:		
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ Number of Prior Shootings: Directed Force: ☐
Weapons Fired Brand: Caliber # Shots		Weapons Fired Brand: Caliber # Shots	
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

See Other Side

Officer Involved Shooting Suspect Information

URN: 016-04979-6637-056

Suspect Information

S 1

Last Name: Napack	First Name: Thomas	M.I.: F.
AKA Last Name:	First Name:	M.I.:
Sex: M Race: White	Street Address: [redacted] City: [redacted]	State & Zip Code: [redacted]
Work Phone: [redacted]	Home Phone: [redacted] Social Security #: [redacted]	Driver's License #: [redacted]
Age: 33 D.O.B. 04/05/1985	Height: 5'7" Weight: 145 FBI #: [redacted]	CII #: [redacted]
Booking # 4802790	Primary Charge: 664/187(A) PC Secondary Charge: 245 (C) PC	
Coroner Case? ☐	Coroner Case #: Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☑	Apprehended? ☑ Mental Illness? ☑	Criminal History? ☑
Vehicle Make: N/A Model:	Year: Parole: Probation:	Prior Felony Conviction:

S

Last Name:	First Name:	M.I.:
AKA Last Name:	First Name:	M.I.:
Sex: Race:	Street Address: City:	State & Zip Code:
Work Phone:	Home Phone: Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight: FBI #:	CII #:
Booking #	Primary Charge: Secondary Charge:	
Coroner Case? ☐	Coroner Case #: Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐ Mental Illness? ☐	Criminal History? ☐
Vehicle Make: Model:	Year: Parole: Probation:	Prior Felony Conviction:

S

Last Name:	First Name:	M.I.:
AKA Last Name:	First Name:	M.I.:
Sex: Race:	Street Address: City:	State & Zip Code:
Work Phone:	Home Phone: Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight: FBI #:	CII #:
Booking #	Primary Charge: Secondary Charge:	
Coroner Case? ☐	Coroner Case #: Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐ Mental Illness? ☐	Criminal History? ☐
Vehicle Make: Model:	Year: Parole: Probation:	Prior Felony Conviction:

S

Last Name:	First Name:	M.I.:
AKA Last Name:	First Name:	M.I.:
Sex: Race:	Street Address: City:	State & Zip Code:
Work Phone:	Home Phone: Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight: FBI #:	CII #:
Booking #	Primary Charge: Secondary Charge:	
Coroner Case? ☐	Coroner Case #: Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐ Mental Illness? ☐	Criminal History? ☐
Vehicle Make: Model:	Year: Parole: Probation:	Prior Felony Conviction:

SUPPLEMENTAL NON-EMPLOYEE WITNESSES
Los Angeles County Sheriff's Department

Non-Employee Witnesses

Last Name [redacted] First Name [redacted] M.I. [redacted]
Street Address [redacted] Zip Code [redacted] Work Ph [redacted] Home Ph [redacted]

Last Name First Name M.I.
Street Address Zip Code Work Ph Home Ph

Last Name First Name M.I.
Street Address Zip Code Work Ph Home Ph

Last Name First Name M.I.
Street Address Zip Code Work Ph Home Ph

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Street Address Zip Code Work Ph Home Ph

Last Name First Name M.I.
Street Address Zip Code Work Ph Home Ph

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**On-duty hit shooting, suspect injured**
IAB FILE NUMBERS:	**SH 2413687 / FO 2413716**
URN#:	**016-04979-6637-056**
DATE/TIME:	**October 4, 2016 / 1255 hours**
LOCATION:	**402 Colorado Avenue, Santa Monica**

On October 4, 2016, an Internal Affairs Bureau (IAB) team comprised of Lieutenant Roberta Granek #[redacted], Sergeants Brenda Gibson #[redacted] and [redacted], responded to the Command Post located at 402 Colorado Avenue, in the city of Santa Monica, regarding an on-duty hit shooting.

Lieutenant Granek checked to see Incident Commander, Lieutenant Rich Maradiaga #[redacted] took reasonable steps to ensure the involved and witness personnel did not discuss the incident among themselves or with uninvolved persons prior to being interviewed by the assigned investigators, and that the involved and witness personnel did not collectively consult with their attorney or representative. In addition, Lieutenant Granek checked to see if the incident commander attempted to have involved and witness personnel gather in the company of a supervisor until they provided a statement to the assigned investigators.

<u>SYNOPSIS</u>

On October 4, 2016, at approximately 12:54 PM, Deputy Vincent Cisneros #[redacted] and Deputy [redacted] #[redacted] were working Unit 667F. They were assigned to work Special Operations Bureau, Transit Policing Division (TPD). They were working a stationary foot beat, at a fixed post at the Los Angeles County Metropolitan Transportation Authority (MTA) Exposition Line, in Santa Monica.

Deputy Cisneros and Deputy [redacted] were standing on the south side of the platform area next to the handicap/emergency exit gate when a man, later identified as Suspect Thomas Napack, approached them at a fast paced walk. Suspect Napack approached them from the east side of the platform holding a knife in each hand and walked between Deputy [redacted] and Deputy Cisneros. When Suspect Napack was approximately five feet from Deputy [redacted], he attempted to stab Deputy [redacted] in the abdomen with the knife in his right hand,

but failed to make contact. Deputy [redacted] controlled Suspect Napack's right wrist, by grabbing it with his left hand. He controlled the knife in Suspect Napack's right fist, by enclosing the suspect's right fist with his right hand. Deputy [redacted] saw Suspect Napack attempt to stab Deputy Cisneros with a knife he held in his left hand. Deputy [redacted] shoved Suspect Napack backward to create distance and retrieved his weapon from his holster.

Simultaneously, Suspect Napack, who was standing approximately three to five feet from Deputy Cisneros, attempted to stab Deputy Cisneros with the knife he held in his left hand. Fearing for his life, and that of Deputy [redacted], Deputy Cisneros took two steps backward, retrieved his weapon and fired one round striking Suspect Napack on his lower left stomach area. Suspect Napack fell to the ground, landed on his back and dropped both knives on the ground **[Exhibit A, page 53]**.

As both deputies held Suspect Napack at gunpoint, Deputy [redacted] initiated emergent radio traffic, via his hand held radio. Deputy [redacted] advised Sheriff's Communications Center (SCC), they were involved in a shooting. He requested Santa Monica Police Officers, Santa Monica Fire Department, a sergeant and additional TPD units respond to their location **[Exhibit B]**.

> IAB Note: **When requesting assistance, Deputy [redacted] advised the location of the shooting was Colorado Street and 7th Street. A few minutes later, Deputy [redacted] advised the correct location of the shooting was Colorado Street and 4th Street.**

Deputies Cisneros and [redacted] rolled Suspect Napack onto his stomach, handcuffed him and assessed his condition. They turned Suspect Napack onto his left side, with the gunshot wound facing upward. Deputy Cisneros retrieved several towels from his patrol vehicle and applied direct pressure onto Suspect Napack's gunshot wound with the towels. Concurrently, Deputy [redacted] advised SCC to downgrade the emergent response, due to the situation being secured with the suspect's detention. Deputy [redacted] requested units to continue responding for crowd control and crime scene management.

Santa Monica Police Officers (Witnesses) [redacted] and [redacted], arrived on scene and took over rendering aid to Suspect Napack. Santa Monica Fire Department Engine 1, Captain Matt Bailey #19335, Engineer Jon Sly #20947 and Americare Unit 21 attendants N. Tranh (driver) and A. Wolfe arrived on scene. The suspect was treated and transported via ambulance, to UCLA Ronald Reagan Medical Center, where he underwent surgery for one gunshot wound. Deputies Brianna Nunez #[redacted] and Ricardo Villegas #[redacted], Unit 601W, accompanied paramedics to the hospital with the suspect. See the reports **[Exhibit A, page 20 and page 40]**.

Captain Sergio Mancilla #[redacted], Sergeant Thomas Simpson #[redacted] and Sergeant Mark Macias #[redacted], from the Los Angeles County Sheriff's Department Transit Policing Division, arrived on scene.

Detective Steve Blagg #[redacted], Sergeant Guillermo Morales #[redacted] and Lieutenant Joe Mendoza #[redacted] from the Los Angeles County Sheriff's Department Homicide Bureau, arrived and assumed control of the investigation. For further information regarding their investigation refer to the Homicide Investigation Case Book, under URN #016-04979-6637-056 **[Exhibit A]**.

No deputy personnel were injured during this incident.

DISTRICT ATTORNEY'S LETTER OF OPINION

The Justice System Integrity Division of the Los Angeles County District Attorney's Office reviewed the shooting of Thomas Napack by Deputy Cisneros. In their Letter of Opinion **[Exhibit C]**, dated July 10, 2017, Head Deputy District Attorney Shannon Presby concluded, Deputy Cisneros acted lawfully in self-defense and the defense of others.

INVOLVED EMPLOYEE AND WORK HISTORY

Vincent Cisneros, Deputy, #[redacted]
Special Operations Bureau
Transit Policing Division

Work History

Date of Employment:	August 2, 2006
Date Completed Patrol Training [redacted]:	[redacted]
Date Assigned to Transit Policing Division:	October 21, 2012
Prior Shooting incident(s):	One (1)

Equipment Worn On Person

Tactical Vest
Sig Sauer P220 Elite, .45 caliber
Magazines (5)
Taser
Oleoresin Capsicum (OC) spray
Handcuffs, 1 Set
Expandable Baton
Flashlight

INVOLVED EMPLOYEE AND WORK HISTORY

[redacted], Deputy, #[redacted]
Special Operations Division
Aero Bureau

Work History

Date of Employment:	February 5, 1990
Date Completed Patrol Training[redacted]	[redacted]
Date Assigned to Aero Bureau:	May 18, 2008
Prior Shooting incident(s):	Two (2)

Equipment Worn On Person

Tactical Vest
Smith and Wesson, M&P, 9MM
Magazines (4)
Handcuffs, 1 Set
Expandable Baton
Flashlight (2)
Knife, folding pocket, clip on

SUSPECT INFORMATION

Thomas Francis Napack
Male, Caucasian, DOB: April 5, 1985, 5'07", 150 pounds
[redacted]
CII #[redacted], MAIN #[redacted], FBI #[redacted]

> **IAB Note:** **A copy of Suspect Napack's criminal history is included in the Homicide Investigation Case Book [Exhibit A, pages 120 - 126].**

SUSPECT'S INJURIES

According to Suspect Napack's Los Angeles County Sheriff's Department Confidential Medical Information, he sustained one gunshot wound to the left lower flank posterior, with no exit wound **[Exhibit A, Pages 127 - 190]**.

DEPUTY PERSONNEL INJURIES

No deputy personnel were injured during this incident.

PHYSICAL EVIDENCE

Physical evidence was located and collected by the Los Angeles County Sheriff's Department Homicide Bureau, Investigators Marc Boskovich #[redacted] and Louie Aguilera #[redacted], along with Scientific Services Bureau Forensic Identification Specialists (FIS) Jane Mak #[redacted] and Sergio Castellon #[redacted] from the Sheriff's Crime Lab. For descriptions of the evidence collected and where it was located, see the Homicide Investigation Case Book **[Exhibit A, Pages 61 - 62]**.

One fired .45 caliber cartridge case, bearing head stamp "WIN .45 AUTO" was recovered at the scene **[Exhibit A, Page 61]**. One cartridge case was recovered from Suspect Napack, during surgery from the surgical pathology unit, at UCLA Ronald Reagan Medical Center **[Exhibit A, page 65]**.

INVESTIGATOR'S OBSERVATIONS

Two hours transpired from the shooting to IAB investigator's observations.

The scene was described in detail by Homicide Bureau Investigators Boskovich and Aguilera **[Exhibit A, Pages 63 - 65]**, and FIS I Scott Purcell #[redacted] **[Exhibit A, pages 110 - 112]**. The scene description covered the entire incident and shooting location. The descriptions were consistent with the observations of the IAB investigators who responded to the scene. The scene was also photographed by the aforementioned Sheriff's Crime Lab personnel.

FIS Castellon completed an incident scene sketch and legend, an evidence list **[Exhibit D]** and took photographs of the evidence. FIS Alexis Alusha #[redacted] took photographs of Deputies Cisneros and [redacted]. Included in this case is one DVD containing photographs of Deputies Cisneros and [redacted], the incident scene, the suspect's clothing and the suspect's medical records **[Exhibit E]**.

WEAPONS USED BY PERSONNEL

Deputy Cisneros fired one round of Department approved Winchester .45 caliber ammunition from his Department approved Sig Sauer P220 Elite, semi-automatic pistol. The firearm was examined and determined to be functional by Firearms Examiner Senior Criminalist Manuel Munoz #[redacted] of the Scientific Services Firearms Identification Section **[Exhibit F]**.

Date last qualified prior to the shooting: [redacted]
Date trained:

Deputy [redacted] used personal weapons.

WEAPONS USED BY SUSPECT NAPACK

Suspect Napack was armed with one "Chef " knife with a five inch blade and one "paring" knife with a 3 inch blade **[Exhibit E]**.

PROPERTY DAMAGE

None.

CRIMINAL INVESTIGATORS AND CHARGES FILED

The criminal investigation regarding the actions of Suspect Napack was handled by Detective Steven Blagg and Sergeant Guillermo Morales of the Los Angeles County Sheriff Department's Homicide Bureau.

On July 21, 2017, Suspect Napack was charged with two counts of Attempt Murder, 664/187(A) PC, and two counts of Assault with a Deadly Weapon on a Peace Officer, 245(C) PC **[Exhibit A, pages 99 - 101]**.

On March 13, 2018, Suspect Napack was convicted of one count of Assault with a Deadly Weapon on a Peace Officer, 245(C) PC.

Suspect Napack was sentenced to 88 days in the Los Angeles County Jail and five years formal probation.

LIGHTING AND WEATHER CONDITIONS

The incident occurred during daylight hours. The weather was clear and mild.

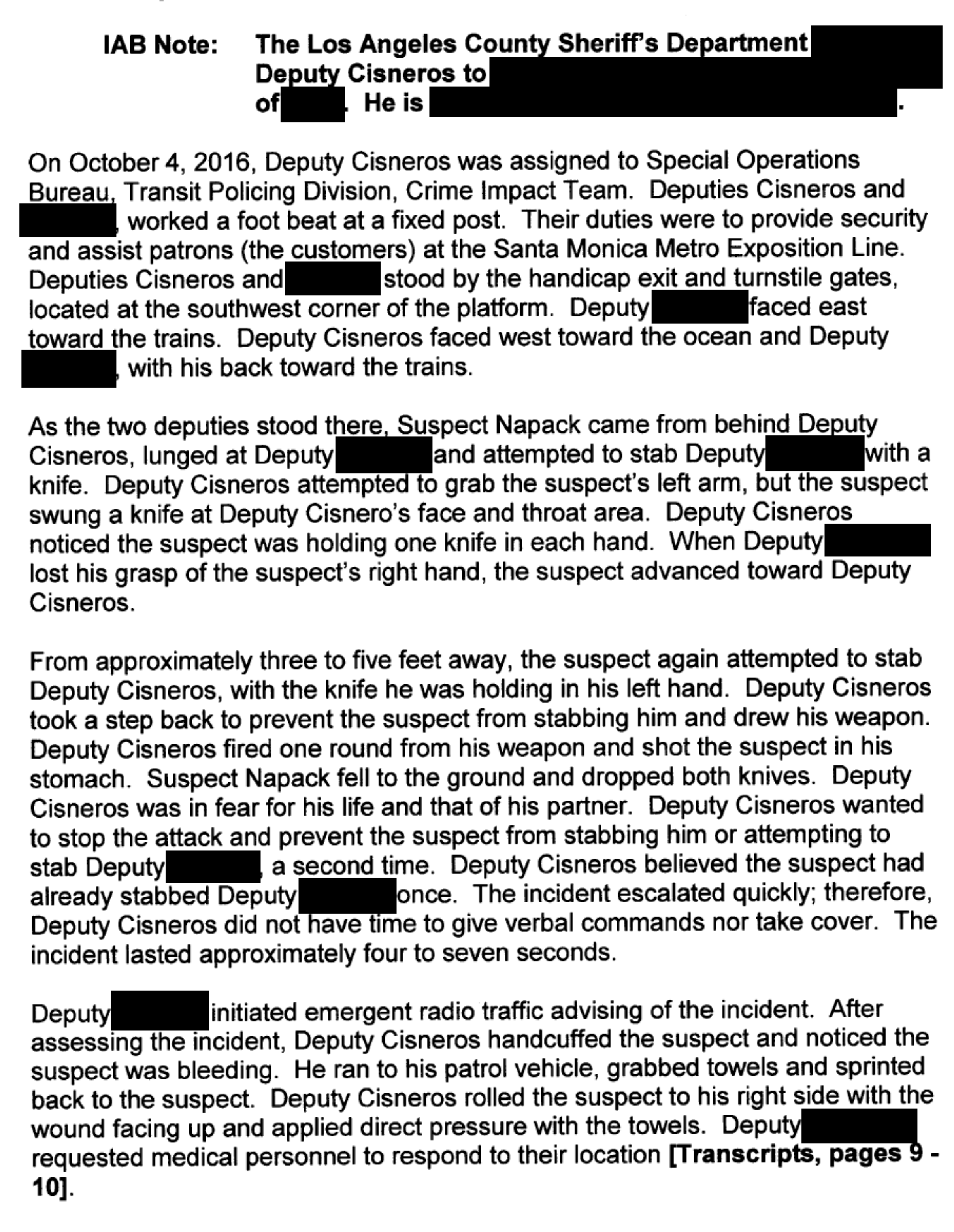
STATEMENTS

The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions.

INVOLVED EMPLOYEE DEPUTY VINCENT CISNEROS

Homicide Interview:

On October 4, 2016, Deputy Vincent Cisneros was interviewed by Homicide Bureau Sergeant Morales and Detective Blagg. Also present was Attorney Sherry Lawrence from the law office of Green and Shinee. The interview was summarized in the Homicide Investigation Case Book **[Exhibit A, pages 52 - 54]**. The interview was transcribed and placed as a permanent record within the IAB case file.



IAB Interview:

On March 2, 2018, Deputy Vincent Cisneros was interviewed by Internal Affairs Bureau Sergeants Connie Delgado and Jorge Marchena.

> **IAB Note:** **The Los Angeles County Sheriff's Department [redacted] Deputy Cisneros to [redacted] of [redacted]. He is [redacted].**

On October 4, 2016, Deputy Cisneros was assigned to Special Operations Bureau, Transit Policing Division, Crime Impact Team. Deputies Cisneros and [redacted], worked a foot beat at a fixed post. Their duties were to provide security and assist patrons (the customers) at the Santa Monica Metro Exposition Line. Deputies Cisneros and [redacted] stood by the handicap exit and turnstile gates, located at the southwest corner of the platform. Deputy [redacted] faced east toward the trains. Deputy Cisneros faced west toward the ocean and Deputy [redacted], with his back toward the trains.

As the two deputies stood there, Suspect Napack came from behind Deputy Cisneros, lunged at Deputy [redacted] and attempted to stab Deputy [redacted] with a knife. Deputy Cisneros attempted to grab the suspect's left arm, but the suspect swung a knife at Deputy Cisnero's face and throat area. Deputy Cisneros noticed the suspect was holding one knife in each hand. When Deputy [redacted] lost his grasp of the suspect's right hand, the suspect advanced toward Deputy Cisneros.

From approximately three to five feet away, the suspect again attempted to stab Deputy Cisneros, with the knife he was holding in his left hand. Deputy Cisneros took a step back to prevent the suspect from stabbing him and drew his weapon. Deputy Cisneros fired one round from his weapon and shot the suspect in his stomach. Suspect Napack fell to the ground and dropped both knives. Deputy Cisneros was in fear for his life and that of his partner. Deputy Cisneros wanted to stop the attack and prevent the suspect from stabbing him or attempting to stab Deputy [redacted], a second time. Deputy Cisneros believed the suspect had already stabbed Deputy [redacted] once. The incident escalated quickly; therefore, Deputy Cisneros did not have time to give verbal commands nor take cover. The incident lasted approximately four to seven seconds.

Deputy [redacted] initiated emergent radio traffic advising of the incident. After assessing the incident, Deputy Cisneros handcuffed the suspect and noticed the suspect was bleeding. He ran to his patrol vehicle, grabbed towels and sprinted back to the suspect. Deputy Cisneros rolled the suspect to his right side with the wound facing up and applied direct pressure with the towels. Deputy [redacted] requested medical personnel to respond to their location **[Transcripts, pages 9 - 10]**.

Santa Monica Police Department personnel responded to the location of the shooting. Santa Monica police officers relieved Deputy Cisneros of rendering first aid. Santa Monica Police Department personnel contained the crime scene until deputy personnel responded. Deputies Cisneros and [redacted] were transported to Gateway Plaza. The suspect never made any statements during the incident. Deputy Cisneros never had any encounters with the suspect prior to this incident.

INVOLVED EMPLOYEE [redacted]

Homicide Interview:

On October 4, 2016, Deputy [redacted] was interviewed by Homicide Bureau Sergeant Morales and Detective Blagg. Also present were Internal Affairs Bureau Sergeants Gibson and [redacted], along with Attorney Sherry Lawrence from the law office of Green and Shinee.

The interview was summarized in the Homicide Investigation Case Book **[Exhibit A, pages 51 - 52]**. The interview was transcribed and placed as a permanent record within the IAB case file.

IAB Interview:

On March 7, 2018, Deputy [redacted] was interviewed by Internal Affairs Bureau Sergeants Connie Delgado and Jorge Marchena.

On October 4, 2016, Deputy [redacted] was assigned to Special Operations Division, Aero Bureau. Deputy [redacted] and Deputy Cisneros worked overtime at Transit Services Bureau, as Unit 667F. They arrived to the Santa Monica Metro Exposition Line, a foot beat and fixed post, at approximately 12:00 PM. They stood at the south entrance to the platform, furthest west and provided security for the pedestrians on the platform.

Deputy [redacted] said he was by the handicap exit when he observed a male (later identified as Suspect Napack) ten feet away, who walked at a fast pace, toward him and Deputy Cisneros. At five feet away, Deputy [redacted] saw the "paring" knife with a three inch blade in Suspect Napack's right hand, as the suspect lunged at him. Suspect Napack attempted to stab Deputy [redacted] in the stomach with the knife. Deputy [redacted] did not have an opportunity to move out of the way. Deputy [redacted] was in a corner, at a ninety degree position, with railing behind him and a fence to his right hand side **[Transcripts, pages 4 - 5]**.

Deputy [redacted] reacted and grabbed the suspect's right wrist with his left hand, pushing it away. Deputy [redacted] then covered the suspect's right fist with his right hand, controlling the knife. Deputy [redacted] intended to apply the leg sweep technique and takedown on Suspect Napack. Deputy [redacted] decided not to

when he saw the suspect held a second knife with a six inch blade, in his left hand. The suspect attempted to use this knife to stab Deputy Cisneros. Deputy Cisneros moved away from the suspect, who continued his attempt to stab him.

Deputy [redacted] created distance between the suspect and himself by shoving the suspect backward, using both of his hands. Deputy [redacted] believed he had no other force options and began to retrieve his weapon. As he retrieved his weapon, he heard Deputy Cisneros fire one round. Deputy [redacted] saw the suspect let go of the knives and drop backward onto the ground. Deputy [redacted] never heard the suspect say anything. The incident lasted approximately four to five seconds **[Transcripts, pages 6 - 7]**.

Deputies Cisneros and [redacted] rolled the suspect over, handcuffed his wrists behind his back and placed him on his right side with the left side of his torso facing upward. Deputy Cisneros ran to the patrol vehicle to retrieve first aid supplies. When Deputy Cisneros returned, he applied direct pressure onto the suspect's gunshot wound, until Santa Monica police personnel arrived.

Deputy [redacted] said he broadcasted, he and Deputy Cisneros had been involved in a shooting, via his hand held radio. He requested Santa Monica police officers and Fire Department respond to their location. When Deputy [redacted] saw the situation had de-escalated to a non-emergent situation, he advised SCC to downgrade the response for crowd control and crime scene management **[Exhibit B]**.

Santa Monica Police Department arrived on scene and provided assistance. Los Angeles County Sheriff's Department Captain Sergio Mancilla arrived with several TPD sergeants. Deputy Cisneros and Deputy [redacted] were transported via a patrol vehicle to One Gateway Plaza without further incident.

WITNESS [redacted]

Homicide Interview:

On October 4, 2016, Witness [redacted] was interviewed by Homicide Bureau Sergeant Morales and Detective Blagg. Also present were Internal Affairs Bureau Sergeants Gibson and [redacted] The interview was summarized in the Homicide Investigation Book **[Exhibit A, page 46]**. Following is a summary of that interview:

On October 4, 2016, Witness [redacted] exited a train that arrived at the Santa Monica Metro Exposition Line. He walked toward the stairs located on the north side of the platform area near Colorado Avenue and stood next to the station's turnstiles. Witness [redacted] turned to his left, south of his location, and saw a male, White, 20 to 30 years old (the suspect) walk aggressively toward two deputies. The suspect held a sharp object, which appeared to be a knife or nail

file four inches long with a black handle, in his right hand pointed in the direction of the deputies. One of the deputies pulled out his handgun and shot the suspect, one time, at a distance of five to eight feet. The suspect fell on the ground and landed on his back. Witness [redacted] saw both deputies point their firearms at the suspect, to ensure whatever object he was holding, was no longer in his hand. The deputy who did not shoot the suspect, handcuffed the suspect. One of the deputies patted the suspect on the back with paper towels to stop him from bleeding. Other police officers arrived on scene and asked Witness [redacted] to leave the area. Witness [redacted] informed them of his observations and he was transported to the Santa Monica Police Department.

IAB investigators left Witness [redacted] numerous voicemails and sent a certified letter to Witness [redacted] address, in an attempt to schedule an interview. As of April 19, 2018, he had not contacted IAB investigators.

WITNESS [redacted]

Homicide Interview:

On October 4, 2016, Witness [redacted] was interviewed by Homicide Bureau Sergeant Morales and Detective Blagg. Also present were Internal Affairs Bureau Sergeants Gibson and [redacted]. The interview was summarized in the Homicide Investigation Case Book **[Exhibit A, pages 44 - 45]**. The interview was transcribed and placed as a permanent record within the IAB case file.

IAB Interview:

On February 14, 2018, Witness [redacted] was interviewed by Internal Affairs Bureau Sergeants Connie Delgado and Jorge Marchena.

On October 4, 2016, Witness [redacted] was assigned to the [redacted] in downtown Santa Monica. Witness [redacted] stood with two [redacted], Witness [redacted] and Witness [redacted], on the platform by the Ticket Vending Machines (TVM's) adjacent to Colorado Avenue. Witness [redacted] heard a loud "pop" noise. She moved around the TVM and saw deputy personnel standing by the emergency exit on the south side of the platform. Witness [redacted] saw a tall deputy who wore "shades" holding a gun. He stood, pointing his gun at a guy (the suspect) who was laying on the ground, bleeding from an injury. In addition, she heard deputy personnel say, "Don't move" to the suspect on the ground after she heard the gunshot. Witness [redacted] saw a shorter deputy standing near the suspect, watching him. The taller deputy re-holstered his gun and both deputies turned the suspect over onto his stomach. When she looked again, the suspect was handcuffed.

Witness [redacted] saw a three inch knife, on the right side of the suspect's head, on the ground. She also saw a shiny object on the ground, on the suspect's left

side, near his waist. The shorter deputy (Deputy Cisneros) retrieved paper towels and applied pressure on the suspect's injury. Witness [redacted] directed the individuals who arrived on the train, to exit through Colorado Avenue, the opposite end of the incident. Witness [redacted] took a photograph, with her work phone, of the taller deputy (Deputy [redacted]) pointing a gun at the suspect on the ground. Witness [redacted] said she deleted it because she didn't want to get into trouble with her boss **[Transcripts, pages 2 - 11]**.

IAB Note: **During Homicide's interview with Witness [redacted], she indicated the short deputy (Deputy Cisneros) held the gun. In her IAB interview she corrected herself and advised the taller deputy (Deputy [redacted]) held the gun [Transcript, page 4].**

Regarding the photograph Witness [redacted] took with her work phone, Homicide investigators were notified of this disclosure during this interview with Witness [redacted].

WITNESS [redacted]

Homicide Interview:

On October 4, 2016, Witness [redacted] was interviewed by Homicide Bureau Sergeant Morales and Detective Blagg. Also present were Internal Affairs Bureau Sergeants Gibson and [redacted] The interview was summarized in the Homicide Investigation Case Book **[Exhibit A, pages 45 - 46]**. The interview was transcribed and placed as a permanent record within the IAB case file.

IAB Interview:

On February 14, 2018, Witness [redacted] was interviewed by Internal Affairs Bureau Sergeants Connie Delgado and Jorge Marchena.

On October 4, 2016, Witness [redacted] was assigned to the [redacted] in downtown Santa Monica. Witness [redacted] stood by TVM's, located on the northwest corner of the platform, facing Colorado Avenue. Two other [redacted], Witness [redacted] and Witness [redacted], stood next to her facing the platform area. Witness [redacted] heard two noises similar to fireworks. Witness [redacted] heard the two [redacted] say deputy personnel shot a patron. Witness [redacted] turned around and saw two deputies standing on the opposite side of the platform, by the turnstiles close to the parking lot. She saw the suspect, a male, White, approximately 18 to 30 years old, bleeding on the ground next to two knives. The two knives had blades three inches long. Witness [redacted] witnessed one of the deputies help the injured suspect by covering his injury with gauze and the other deputy used his radio

which led her to believe he called for assistance. Witness [redacted] was unsure if one or both deputies turned the suspect onto his stomach, placed his hands behind his back and handcuffed him. Witness [redacted] instructed other arriving patrons to clear the area. She did not observe anything else.

WITNESS [redacted]

Homicide Interview:

On October 4, 2016, Witness [redacted] was interviewed by Homicide Bureau Sergeant Morales and Detective Blagg. Also present were Internal Affairs Bureau Sergeants Gibson and [redacted]. The interview was summarized in the Homicide Investigation Case Book **[Exhibit A, pages 43 - 44]**. The interview was transcribed and placed as a permanent record within the IAB case file.

IAB Interview:

On February 28, 2018, Witness [redacted] was interviewed by Internal Affairs Bureau Sergeants Connie Delgado and Jorge Marchena.

On October 4, 2016, Witness [redacted] was assigned to the [redacted] in downtown Santa Monica. She stood on the northwest corner of the platform area with two [redacted], Witness [redacted] and Witness [redacted]. While all three of them assisted [redacted], she heard two gunshots. Witness [redacted] turned her attention to the platform area, moved past the TVM where she saw a male, White, pedestrian (the suspect) on the ground. The suspect was injured from the gunshot and bled from his hip area. One deputy stood in front of the suspect and the other deputy stood on the side of the suspect. One of these deputies had his firearm pointed toward the suspect as the suspect attempted to move. There were two knives on the ground, one on each side of the suspect. Witness [redacted] recognized the deputies as the ones who had introduced themselves in the morning and offered their assistance to her if needed. The platform area was loud and Witness [redacted] could not hear if the deputies gave verbal commands. Her last observation was when other police officers arrived on scene and placed yellow tape around the platform area. Witness [redacted] turned her attention away from the incident and toward other pedestrians. She was transported to Santa Monica Police Department where she was interviewed by police officers.

IAB Note: **Using an aerial photograph of the Santa Monica Metro Exposition Line provided by Scientific Services Bureau, Witnesses [redacted] and [redacted] placed an "X" mark next to the TVM's which indicated where they stood at the time of the shooting. The witnesses also placed an "X" mark next to the handicap/emergency exit**

indicating where they -saw deputies and the suspect positioned [Exhibit G, pages 1 - 3].

WITNESS SANTA MONICA POLICE OFFICER [redacted]

Homicide Interview:

On October 4, 2016, Witness [redacted] was interviewed by Homicide Bureau Sergeant Morales and Detective Blagg. Also present were Internal Affairs Bureau Sergeants Gibson and [redacted] The interview was summarized in the Homicide Investigation Case Book **[Exhibit A, pages 48 - 49]**. Following is a summary of that interview:

On October 4, 2016, Witness [redacted] worked with his partner Santa Monica Police Officer Witness [redacted] A call regarding an officer-involved shooting was broadcasted. The location originally came out as Lincoln Boulevard and Colorado Avenue. Deputy [redacted] updated the location to 7th Street and Colorado Avenue. The location was corrected to 4th Street and Colorado Avenue. Witness [redacted] saw one deputy (Deputy [redacted]) coming down the stairs from the platform area. This deputy waved up toward the platform area. While on the platform area, Witness [redacted] saw the suspect laying down on the ground handcuffed. The other deputy (Deputy Cisneros) applied first aid to the suspect's right side of the body.

Witness [redacted] saw one knife on the ground by the suspect's head and a second knife by his feet. They were kitchen knives with fixed straight blades, silver in color with black handles. The knife near the suspect's head had a three to four inch blade. The knife near the suspect's feet had a two to three inch blade.

Witness [redacted] asked the suspect how he was doing and what his name was. The suspect was conscious and responded to his questions. Witness [redacted] took over the deputy's efforts and applied pressure to the suspect's wound. Santa Monica City Fire Department arrived and began treating the suspect. One of the fire department employees asked the suspect what happened. Witness [redacted] overheard the suspect reply, "I attacked a police officer."

Witness [redacted] and Witness [redacted] moved the suspect onto the gurney, unhandcuffed him from behind his back, and handcuffed him to the gurney. Santa Monica Police Officer Witness [redacted] rode with the suspect in the ambulance.

On February 26, 2018, IAB investigators attempted to interview Witness [redacted] regarding this incident. Witness [redacted] has been on a leave of absence from September 19, 2017 until the present time. He is currently out of the country.

WITNESS SANTA MONICA POLICE OFFICER [redacted]

Homicide Interview:

On October 4, 2016, Witness [redacted] was interviewed by Homicide Bureau Sergeant Morales and Detective Blagg. Also present were Internal Affairs Bureau Sergeants Gibson and [redacted] The interview was summarized in the Homicide Investigation Case Book **[Exhibit A, pages 47 - 48]**. The interview was transcribed and placed as a permanent record within the IAB case file.

IAB Interview:

On February 26, 2018, Witness [redacted] was interviewed by Internal Affairs Bureau Sergeants Connie Delgado and Jorge Marchena. Santa Monica Police Department Internal Affairs Sergeant [redacted] was also present during the interview.

On October 4, 2016, Witness [redacted] was assigned as a commercial enforcement officer, from the Special Enforcement Division. He heard a broadcast, via his police radio, that an officer involved shooting occurred at the Exposition Line on the platform. When Witness [redacted] arrived at the platform, he saw a deputy kneeled over a suspect, who was on the ground and handcuffed behind his back. Witness [redacted] described the suspect as a male, White, wearing all black.

Witness [redacted] saw the deputy apply pressure on the left side of the suspect's back. There were several paper towels which the deputy used to "pack off" the gunshot wound. He saw two knives on the ground near the suspect. One knife was located by the suspect's feet and a second knife was located just above his head. The knives had black handles with six inch blades. Witness [redacted] and Santa Monica Police Officer Witness [redacted] relieved the deputy rendering aid and applied pressure to the suspect's wound. Witness [redacted] talked to the suspect to keep him calm. The suspect was conscious, however he did not move. Witness [redacted] instructed other Santa Monica police officers to guide medical personnel to their location.

SUSPECT THOMAS NAPACK

Homicide Interview:

On October 4, 2016, Suspect Napack was interviewed by Homicide Bureau Sergeant Morales and Detective Blagg while at UCLA Ronald Reagan Medical Center. Detective Blagg advised the suspect of his rights, and the suspect stated he understood his rights and waived them. The interview was summarized in the Homicide Investigation Case Book **[Exhibit A, pages 54 - 56]**. The following is a summary of the interview.

On October 4, 2016, Suspect Napack said at 7:00 AM he intentionally stole two kitchen knives, from a Walgreens in downtown Los Angeles. His sole purpose was to hurt the first police officer he saw. Suspect Napack entered the train at the Metro Center in Los Angeles and stopped at the Santa Monica Metro Exposition Line. He travelled this route several times, before he stopped at the Santa Monica Metro Exposition Line, where he had seen officers standing numerous times in the past. Suspect Napack saw two deputies standing out in the open, next to turnstiles on the platform. He held one knife in each hand and walked toward them. Suspect Napack held the knife in his right hand, pointed it at one of the deputies standing to his right, and "came at him" (him meaning the deputy). Suspect Napack said he "attacked a police officer." The deputy standing on his left hand side shot him (suspect) one time, on the left side of his torso, at the base of his spine.

Suspect Napack was under the care of a doctor, for three months, in a hospital in Tennessee. Suspect Napack was diagnosed with Schizoaffective and took the medication "Geodon" and "Trileptal", prior to being discharged. Suspect Napack became homeless and travelled to Los Angeles, where he attempted to find a homeless shelter. He was denied refuge at "Skid Row" in Los Angeles because he did not have a bed ticket. He attempted to find shelter at a mission in Santa Monica, but they did not accept walk-ins.

IAB Note: **According to the John Hopkins University Medical Center website, Schizoaffective is a mental disorder characterized by abnormal thought processes and deregulated emotions. Symptoms include hallucinations, paranoid delusions, and disorganized speech and thinking.**

IAB Note: **According to the John Hopkins University Medical Center webiste, Geodon is a type of prescription medicine called a psychotropic, also known as an atypical antipsychotic to treat symptoms of schizophrenia. According to John Hopkins University Medical Center, Trileptal is a type of prescription medicine called oxcarbazepine used to treat partial seizures for individuals with epilepsy.**

Suspect Napack said, on October 3, 2016, the day before the shooting, he walked around naked for the sole purpose of being arrested to have shelter in a jail. Santa Monica Police Department personnel arrested the suspect for indecent exposure. Suspect Napack spent one night in jail and was released on a citation. This arrest was documented under Santa Monica Police DR#16 - 124159 **[Exhibit A, pages 106 – 109]**.

Suspect Napack said he, "didn't have anything to live for." He could not get into a shelter and his life was "fucked up." The suspect said he, "wanted to get shot" and "wanted to die." He wanted to hurt the officer so that "the full extent of the law would come down" on him.

IAB Note: While at UCLA Ronald Reagan Medical Center, Suspect Napack stated he wanted to die because he had no place to live and decided to assault a deputy. Santa Monica Police Officer [redacted] and Deputy Bryanna Nunez #[redacted] were present at the time and overheard the suspect's statement [Exhibit A, pages 21, 50].

On October 13, 2016, Suspect Napack was interviewed, a second time by Homicide Bureau Sergeant Morales and Detective Blagg, while at the Los Angeles County Medical Center Jail Ward. Detective Blagg advised the suspect of his rights. The suspect stated he understood his rights and waived them. The interview was summarized in the Homicide Investigation Case Book **[Exhibit A, pages 54 - 56]**. Following is a summary of the interview:

Suspect Napack was arrested by the Santa Monica Police Department, one day prior to the officer involved shooting, for indecent exposure and was released early in the morning. After he was released from jail, he rode the train to downtown Los Angeles, where he exited and walked to Walgreens. He intentionally went to Walgreens and removed two knives from a package, placed them into his pockets and left the third knife in the store. The suspect described the knives as having black handles **[Exhibit A, page 56]**.

Suspect Napack returned to Metro Center near 7th Street, where he rode the train back and forth, until he saw two officers standing together. Suspect Napack's plan was to attack one police officer and have the second police officer shoot him. The suspect waited to exit the Santa Monica Metro Exposition Line because he had seen two officers at that station in the past. He exited the train several times in Santa Monica, until he saw two officers standing near the exit on his left side. The suspect held a knife in each hand with his fists wrapped around the handles and the blades of each knife pointed away from his body. He approached the police officer who was standing on his right side and pointed the blades of both knives toward the police officer's upper body, from approximately three feet away. The suspect held his right hand higher than his left hand. Suspect Napack did not make any slashing or stabbing motions at the police officer. The suspect was immediately shot by the police officer, who was standing on his left hand side, on the base of his spine. Suspect Napack denied pointing a knife at the police officer who shot him.

Suspect Napack felt he had come to the "end of his line" because he was not accepted into a homeless shelter. The suspect stated he would not have

stabbed the police officers. He anticipated going to jail or dying. Suspect Napack understood he could have hurt or killed one of the police officers.

The suspect was diagnosed with schizoaffective disorder earlier in the year and was in a hospital in Washington D.C. for the disorder. He also spent time in a residential care facility in Tennessee. Suspect Napack had not taken his medication for three months, since he left the hospital. The suspect said that he had a female guardian angel by the name of "Nina" who often spoke to him. "Nina" was constantly in his head and did not lessen or worsen with or without the medication. Suspect Napack first noticed the onset of his mental disorder, approximately two years ago, after breaking up with a fiancée.

The suspect smoked marijuana approximately two weeks prior to the incident and drank alcohol approximately one week prior to the incident. The suspect stated he was sober at the time of the incident.

Suspect Napack knew the difference between right and wrong. He knew stealing the knives were wrong and he was sorry for what happened. Suspect Napack was happy that he had not hurt anyone.

ADDITIONAL INFORMATION

The following Santa Monica police officers were interviewed by Homicide Bureau investigators, but did not witness the officer involved shooting, Officer [redacted] Officer [redacted] and Officer [redacted]

The following civilian witnesses were interviewed by Homicide Bureau investigators for this investigation, but did not witness the officer involved shooting, [redacted] and [redacted]

Precise wording of their interviews may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions attached to this case.

Walgreens Surveillance Video

On October 4, 2016, surveillance video from Walgreens located at 617 W. 7th Street, Los Angeles, showed Suspect Napack entered the store at approximately 8:25 AM. Suspect Napack approached an employee at the cash register, briefly spoke to her and then walked into the merchandise area of the store, out of the camera view. The suspect exited the store at approximately 8:27AM, without making a purchase **[Exhibit H, DVD]**.

IAB Note: Homicide Investigators verified the knives carried by Suspect Napack were a match to the knives on display at Walgreens. The package on display carried three

knives, brand name of "Living Solution," one "chef" knife with a 5.5 inch blade, one "utility" knife with a 4.6 inch blade and one "paring" knife with a 2.7 inch blade. The aisle where the knives were on display, was not under video surveillance.

Bloomingdales Surveillance Video

On October 4, 2016, the surveillance video from Bloomingdales located at 315 Colorado Avenue, Santa Monica, depicted the entire platform area of the Santa Monica Metro Exposition Line. At 59:53 mark of the video, Suspect Napack was observed running from the east end of the platform in a westerly direction of the platform, toward Deputies Cisneros and [redacted]. At 1:00:03 mark of the video, the suspect fell to the ground. The video surveillance did not depict specific movements, due to the large distance, between the Santa Monica Metro Exposition Line and Bloomingdales **[Exhibit H, DVD]**.

Santa Monica Police Body Camera Footage

On October 4, 2016, Santa Monica Police Officer [redacted] wore a body camera depicting the time of 1:04 PM to 1:34 PM. At 1:04 PM, Suspect Napack was seen laying on the ground at the Santa Monica Pax, being attended to by Santa Monica police officers. Santa Monica Fire Department personnel arrived to treat the suspect. At 1:18 PM, the suspect was transported to the hospital. The suspect was not recorded making any statements on the video **[Exhibit H, DVD]**.

MTA/TPD Surveillance Video

The chronological time line in the surveillance video obtained from the MTA and TPD, as to the events that occurred on October 4, 2016, reflected in the Homicide Investigation Case Book, are consistent with the review of IAB investigators.

Disc #1: 7:41 AM to 8:12 AM

Camera #4 depicted Suspect Napack riding train #605.

Disc #2: 8:12 AM to 8:43 AM

Camera #4 depicted Suspect Napack exit the train, at the Metro Center near 7th Street in downtown Los Angeles, at 8:12 AM. He wore a black short sleeved t-shirt and black pants.

Camera #3 & #4 depicted Suspect Napack re-entered the train at 8:17 AM. He changed seats at 8:19 AM.

Disc #3: 8:43 AM to 9:22 AM

Camera #4 depicted Suspect Napack exit the train at 9:09 AM at the Santa Monica Exposition Line.

Disc #4 12:30 PM to 1:00 PM

The train arrived at Santa Monica Metro Exposition Line at 12:52 PM.

Camera #13 depicted Suspect Napack walk onto the platform at 12:53:57 PM. He retrieved knives from his front pants pockets at 12:54:11 PM. He then walks out of view of the cameras.

Disc #5 12:13 PM to 1:29 PM

Camera #11 depicted Suspect Napack walk onto the platform at 12:53:55 PM.

Camera #8 depicted Suspect Napack laying on the ground after the shooting.

Disc 6: 12:50 PM to 1:20 PM

The entire view was of a camera that depicted the south turnstiles and handicap exit of the Santa Monica Metro Exposition Line. Deputies Cisneros and [redacted] were in view at the beginning of the video. At 12:54:16 PM, Suspect Napack was seen running toward the deputies. The suspect attempted to stab Deputy [redacted] with the knife in his right hand. Deputy [redacted] grabbed the suspect's right hand and the suspect pointed the blade of the knife in his left hand at Deputy Cisneros. Deputy [redacted] disengaged from the suspect. Deputy Cisneros drew his duty weapon and all moved out of view of the camera at 12:54:25 PM.

Disc #7: 12:30 PM to 1:00 PM

The disc contained various views of the platform. Camera #11 depicted the view captured in Disc #6.

Disc #8 1:00 PM to 1:33 PM

The disc contained various views of the platform.